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SEP 29 2006

In re Application of :
Richards, et al. :
Application No. 10/033,353 :
Filed: October 25, 2001 :
Attorney Docket No. 67901-9 :
For: PIEZOELECTRIC MICRO- :
TRANSDUCERS, METHODS OF USE AND :
MANUFACTURING METHODS FOR :
SAME :

OFFICE OF PETITIONS
ON PETITION

This is a decision on the reconsideration petition under 37 CFR 1.137(b), filed July 18, 2006, to revive the above-identified application.

The petition is **dismissed**.

Any request for reconsideration of this decision must be submitted within TWO (2) MONTHS from the mail date of this decision. Extensions of time under 37 CFR 1.136(a) are permitted. The reconsideration request should include a cover letter entitled "Renewed Petition under 37 CFR 1.137(b)." Petitioner is advised that this is not a final agency decision.

This application became abandoned for failure to timely return a completed PTOL-85B within three months of the mail date of the April 7, 2005 Notice of Allowance and Fee(s) Due. The application became abandoned on July 8, 2005. A Notice of Abandonment was mailed on October 13, 2005.

A grantable petition pursuant to 37 CFR 1.137(b) must be accompanied by:

- (1) the required reply, unless previously filed.;
- (2) the petition fee as set forth in 37 CFR 1.17(m);
- (3) a statement that the **entire** delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional. The Commissioner may

require additional information where there is a question whether the delay was unintentional; and

- (4) any terminal disclaimer (and fee set forth in 37 CFR 1.20(d)) required pursuant to 37 CFR 1.137(d).

The instant petition still does not satisfy requirement (1) above.

It is noted that petitioners have filed a **blank** PTOL-85B that was due on July 7, 2005 a number of times. To date, petitioners have not submitted a PTOL-85B that was due on July 7, 2005 signed by a proper party and listing assignee data. (It is assumed that petitioners still desire the assignee listed on the October 28, 2005 PTOL-85B to appear on the patent.)

Petitioners are reminded that information for publication will be taken from the PTOL-85B that was due on July 7, 2005.

Petitioners should complete the PTOL-85B that was due on July 7, 2005 and submit it with a reconsideration petition.

Further correspondence with respect to this matter should be addressed as follows:

By mail: Mail Stop PETITION
Commissioner for Patents
Post Office Box 1450
Alexandria, VA 22313-1450

By hand: U.S. Patent and Trademark Office
Customer Service Window, Mail Stop Petition
Randolph Building
401 Dulany Street
Alexandria, VA 22314

By FAX: (571) 273-8300 – ATTN: Office of Petitions

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3230.



Shirene Willis Brantley
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Office of Petitions